

FILED: August 12, 2019

UNITED STATES COURT OF APPEALS
FOR THE FOURTH CIRCUIT

No. 18-2167
(1:17-cv-03582-ELH)

DENNIS FUSARO

Plaintiff - Appellant

v.

MEMBER MICHAEL R. COGAN, Maryland State Board of Elections;
MEMBER EMMET C. DAVITT, Maryland State Board of Elections; MEMBER
PATRICK J. HOGAN, Maryland State Board of Elections; MEMBER KELLEY
A. HOWELLS, Maryland State Board of Elections; MEMBER GLORIA
LAWLAH, Maryland State Board of Elections; MEMBER DAVID J.
MCMANUS, JR., Maryland State Board of Elections

Defendants - Appellees

O R D E R

Costs for these proceedings are taxed and certified in the amount of \$573.20,
as itemized in the accompanying bill of costs.

For the Court--By Direction

/s/ Patricia S. Connor, Clerk

U.S. COURT OF APPEALS FOR THE FOURTH CIRCUIT BILL OF COSTS FORM (Civil Cases)

Directions: Under FRAP 39(a), the costs of appeal in a civil action are generally taxed against appellant if a judgment is affirmed or the appeal is dismissed. Costs are generally taxed against appellee if a judgment is reversed. If a judgment is affirmed in part, reversed in part, modified, or vacated, costs are taxed as the court orders. A party who wants costs taxed must, within 14 days after entry of judgment, file an itemized and verified bill of costs, as follows:

- Itemize any fee paid for docketing the appeal. The fee for docketing a case in the court of appeals is \$500 (effective 12/1/2013). The \$5 fee for filing a notice of appeal is recoverable as a cost in the district court.
- Itemize the costs (not to exceed \$.15 per page) for copying the necessary number of formal briefs and appendices. (Effective 10/1/2015, the court requires 1 copy when filed; 3 more copies when tentatively calendared; 0 copies for service unless brief/appendix is sealed.). The court bases the cost award on the page count of the electronic brief/appendix. Costs for briefs filed under an informal briefing order are not recoverable.
- Cite the statutory authority for an award of costs if costs are sought for or against the United States. See 28 U.S.C. § 2412 (limiting costs to civil actions); 28 U.S.C. § 1915(f)(1) (prohibiting award of costs against the United States in cases proceeding without prepayment of fees).

Any objections to the bill of costs must be filed within 14 days of service of the bill of costs. Costs are paid directly to the prevailing party or counsel, not to the clerk's office.

Case Number & Caption: 18-2167 Fusaro v. Cogan, et al.

Prevailing Party Requesting Taxation of Costs: Dennis Fusaro

Appellate Docketing Fee (prevailing appellants):			Amount Requested: <u>\$500</u> ✓		Amount Allowed: _____		
Document	No. of Pages		No. of Copies		Page Cost (≤ \$.15)	Total Cost	
	Requested	Allowed (court use only)	Requested	Allowed (court use only)		Requested	Allowed (court use only)
Joint Appendix	64 ✓		4 ✓		\$.15	38.40 ✓	
Appellant's Brief	38 ✓		4 ✓		\$.15	22.80 ✓	
Appellant's Reply Brief	20 ✓		4 ✓		\$.15	12.00 ✓	
TOTAL BILL OF COSTS:						573.2 ✓	APW

1. If copying was done commercially, I have attached itemized bills. If copying was done in-house, I certify that my standard billing amount is not less than \$.15 per page or, if less, I have reduced the amount charged to the lesser rate.
2. If costs are sought for or against the United States, I further certify that 28 U.S.C. § 2412 permits an award of costs.
3. I declare under penalty of perjury that these costs are true and correct and were necessarily incurred in this action.

Signature: s/ Stephen Klein

Date: 7/24/2019

Certificate of Service

I certify that on this date I served this document as follows:

I electronically filed the foregoing with the Clerk of Court using the CM/ECF System, which will send notice of such filing to all the registered CM/ECF users.

Signature: s/ Stephen Klein

Date: 7/24/2019

Gibson Moore Appellate Services, LLC

206 East Cary Street
P.O. Box 1460
Richmond, VA 23218

PAID
11-30-18

Invoice

Date	Invoice #
11/14/2018	105107

Bill To
Stephen Ralph Klein PILLAR OF LAW INSTITUTE 455 Massachusetts Avenue, Suite 359 Washington, DC 20001

Case
18-2167 Fusaro v. Davitt, et al.

Terms	Due Date	Rep	File Date
Net 15	11/29/2018	PW	11/13/2018

Item	Description	Qty	Rate	Amount
4th AA Brie...	4th Appellant's Brief		150.00	150.00
4th AA Ori...	Base/Consultation Fee			
4th AA Brief	Fourth Circuit Appellants Brief per Original Page	38	4.50	171.00
4th AA Brief	4th Appellant's Brief Per Page Fee (4 copies of 38 pages)	152	0.15	22.80T
Compose	Composition of	2.25	175.00	393.75
4th JA Orig...	Tables/Formatting/Edits Per Hour Fee			
4th JA	4th Circuit JA per Original Page	64	3.50	224.00
UPS/FedEX	4th Joint Appendix Per Page Fee	64	0.15	9.60T
	UPS/FedEx Charges		18.00	18.00
	Out-of-state sale, exempt from sales tax		0.00%	0.00

Fed. ID 20-1820925	Total	\$989.15
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Finance Charge Notice: All invoices over 30 days will be assessed finance charges at the rate of 1.75% per month

Phone #	Fax #	E-mail
804-249-7770	804-249-7771	tracy@gibsonmoore.net

Gibson Moore Appellate Services, LLC

206 East Cary Street
P.O. Box 1460
Richmond, VA 23218

Invoice

Date	Invoice #
12/27/2018	105199

Bill To
Stephen Ralph Klein PILLAR OF LAW INSTITUTE 455 Massachusetts Avenue, Suite 359 Washington, DC 20001

Case
18-2167 Fusaro v Davitt

Terms	Due Date	Rep	File Date
Net 15	1/11/2019	PW	12/27/2018

Item	Description	Qty	Rate	Amount
4th RB Base	4th Circuit Reply Brief Base/Consultation Fee		150.00	150.00
4th RB Orig...	4th Reply Brief per Original Page	20	4.50	90.00
4th RB	4th Circuit Reply Brief Per Page Fee (3 copies of 20 pages)	60	0.15	9.00T
Compose	Composition of Tables/Formatting Per Hour Fee	1.25	175.00	218.75
UPS/FedEX	UPS/FedEx Charges		9.00	9.00
	Out-of-state sale, exempt from sales tax		0.00%	0.00

Second Notice We appreciate your prompt payment.	Total	\$476.75
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206 East Cary Street
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Richmond, VA 23218

Invoice

Date	Invoice #
1/4/2019	105213

Bill To
Stephen Ralph Klein PILLAR OF LAW INSTITUTE 455 Massachusetts Avenue, Suite 359 Washington, DC 20001

Case
18-2167 Fusaro v. Davitt

Terms	Due Date	Rep	File Date
Net 15	1/19/2019	TMS	1/4/2019

Item	Description	Qty	Rate	Amount
4th Extra C...	4th Circuit Extra Copies Base Fee		75.00	75.00
4th AA Brief	4th Appellant's Brief Per Page Fee (3 copies of 38 pages)	114	0.25	28.50T
4th JA	4th Joint Appendix Per Page Fee (3 copies of 64 pages)	192	0.25	48.00T
4th RB	4th Circuit Reply Brief Per Page Fee (3 copies of 20 pages)	60	0.25	15.00T
	Out-of-state sale, exempt from sales tax		0.00%	0.00

Second Notice We appreciate your prompt payment.	Total \$166.50
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